THE HON'BLE MR JUSTICE V.V.S.RAO

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WRIT PETITION No.27130 of 2005

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Dated:29.12.2005

Between:

Smt. Velpula Leelavathi, W/o. V. Srinivasulu,
Uravakonda Village and Mandal, Anantapur District.

..... PETITIONER

AND

The Government of Andhra Pradesh, Rep. by Secretary, Secretariat,

Hyderabad, and another.

.....RESPONDENTS

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.27130 of 2005

ORDER:

The petitioner is a Sarpanch of Uravakonda Gram Panchayat, Ananthapur District. The District Collector, the second respondent herein, passed orders on 06.12.2005, purportedly under sub Section (6) of Section 249 of the Andhra Pradesh Panchayat Raj Act, 1994 (for short 'the Act'), suspending the petitioner as Sarpanch. While doing so, the second respondent relied on the report submitted by the Revenue Divisional Officer, Ananthapur. Assailing the proceedings of the second respondent, the present writ petition is filed raising various grounds in support of the writ petition, praying to declare the impugned proceedings as illegal and violative of principles of natural justice.

It is, *inter alia,* urged by the learned Counsel for the petitioner that the impugned order was not preceded by a notice as mandated by sub section (6) of Section 249 of the Act. Be that as it is, it was also brought to the notice of this Court that aggrieved by the impugned order, the petitioner filed a revision petition before the Government under Section 264(1) of the Act and that the arguments were heard by

the Government on 21.12.2005. Having regard to this, this Court while suspending the impugned order directed the learned Assistant Government Pleader to get further instructions in the matter. Today, after receiving telephonic instructions, the learned Assistant Government Pleader for Panchayat Raj submits that the revision petition filed by the petitioner was allowed. In that view of the matter, the cause of action for the petitioner does not survive. Therefore, the other issues need not be gone into in the writ petition.

The Writ Petition is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

29.12.2005

vs